

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF MAINE**

In re:

MONTREAL MAINE & ATLANTIC  
RAILWAY, LTD.,

Debtor.

Chapter 11  
Case No. 13-10670

**APPELLANT TRAVELERS PROPERTY CASUALTY COMPANY OF AMERICA'S  
STATEMENT OF ISSUES TO BE PRESENTED ON APPEAL**

Pursuant to Fed. R. Bankr. P. 8006, appellant Travelers Property Casualty Company of America (“Travelers”) states that the following issues will be presented in its appeal of the order of the United States Bankruptcy Court for the District of Maine (“Bankruptcy Court”) denying Travelers’ motion for relief of the automatic stay [Docket No. 364].

1. Whether the Bankruptcy Court erred, as a matter of law, in effectively abdicating the jurisdiction of the U.S. court system by allowing Travelers leave to file its proposed declaratory judgment action *only* in the Quebec Superior Court, District of Saint-Francois, where the dispute involves an insurance policy issued in the U.S. by a U.S. insurance company to six insured parties, all but one of which are U.S. entities (with the sole exception being a Canadian subsidiary of a U.S. entity).

2. Whether the Bankruptcy Court abused its discretion in denying Travelers’ request for relief from the automatic stay to commence a declaratory judgment action against the Debtor and its non-debtor co-insureds in the United States District Court for the District of Maine while granting relief from the automatic stay to file such an action only in the Superior Court of the Province of Quebec, District of Saint-Francois.

2. Whether cause exists to grant Travelers' motion for relief from the automatic stay to commence a declaratory judgment action against the Debtor in the United States District Court for the District of Maine.

Dated at Bangor, Maine, this the 5<sup>th</sup> day of November, 2013.

TRAVELERS PROPERTY CASUALTY  
COMPANY OF AMERICA,

By its attorneys,

/s/ Wystan M. Ackerman

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